

REMARKS

The Applicants do not believe that entry of the foregoing amendment will result in the introduction of new matter into the present application for invention. Therefore, the Applicant, respectfully, requests that the above amendment be entered in and that the claims to the present application, kindly, be reconsidered.

The Office Action dated November 4, 2004 has been received and considered by the Applicants. Claims 1-15 are pending in the present application for invention. Claims 1-15 are rejected by the November 4, 2004 Office Action.

The Examiner objects to the specification for not including specification headings. The Applicants, respectfully, point out that 37 CFR 1.77(b) provides a suggestion for specification headings; however, there is no requirement that the specification contain headings. It is only required that the information appear in the order stated by 37 CFR 1.77(b). Therefore, the Applicants respectfully decline to add the heading to the specification because they are not necessary.

The Office Action objects to Claims 1-8 due to the term "their respective of" on the last line of Claim 1. Claims 2-8 are objected to because to their dependence Claim 1. The foregoing amendment to the claims has eliminated the complained of term to obviate this objection. The Applicants respectfully point out that this amendment has been made solely for clarification purposes and is not a narrowing amendment. Therefore, this amendment should not have any effect on interpretation of equivalents for Claim 1. In fact this amendment has a broadening effect on Claims 1-8 by removal of the term "their respective of" on the last line of Claim 1.

The Office Action rejects Claims 1-15 under the provisions of 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 6,058,081 issued to Schell et al. (hereinafter referred to as Schell et al.). The Examiner states that Schell et al. disclose the recited elements.

Regarding Claim 1, the Applicants would like to, respectfully, point out that rejected Claims 1 defines subject matter wherein "the coil system further comprises a portion of the coil system situated symmetrically with respect to a junction of the first and the second magnet for both the first and second part of the magnetic system, said portion being situated between a pair of portions of the coil system arranged directly opposite, respectively, the first

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and second parts of the magnetic system such that the first and second part of the magnetic system extend entirely across the pair of portions of the coil system.” The rejection to Claim 1 states that is subject matter is found within Schell et al., specifically, the Office Action reads the elements indicated by reference numerals 2-18 and 2-20 on the “pair of portions of the coil system” defined by rejected Claim 1. The Applicants respectfully point out that the magnetic system of Schell et al. does not extend entirely across the pair of portions of the coil system the elements indicated by reference numerals 2-18 and 2-20. The magnetic system of Schell et al. only extends partially across the pair of portions of the coil system the elements indicated by reference numerals 2-18 and 2-20 as shown in Fig. 26. The Applicants draw the Examiner’s attention to Figures 3, 4 and 5 of the present application for invention wherein the magnetic system clearly extends entirely across the pair of portions of the coil system. Thus, there remain features within Claims 1 that are not disclosed, or suggested, by Schell et al. Accordingly, Claim 1 is not anticipated by Schell et al.

Claims 2-8 depend from and further narrow and define Claim 1, therefore since Claim 1 is believed to be allowable, Claims 2-8 are also believed to be allowable.

Regarding Claim 9, the Applicants would like to, respectfully, point out that rejected Claim 9, defines subject matter for “a pair of portions of the coil system arranged directly opposite, respectively, the first and second part of the magnetic system such that the first and second part of the magnetic system extend entirely across the pair of portions having wires extending perpendicular to the optical path”. The Applicants respectfully point out that the magnetic system of Schell et al. does not extend entirely across the pair of portions of the coil system the elements as indicated by reference numerals 2-18 and 2-20. The magnetic system of Schell et al. only extends partially across the pair of portions of the coil system the elements indicated by reference numerals 2-18 and 2-20 as shown in Fig. 26. The Applicants draw the Examiner’s attention to Figures 3, 4 and 5 of the present application for invention wherein the magnetic system clearly extends entirely across the pair of portions of the coil system. Thus, there remain features within Claims 9 that are not disclosed, or suggested, by Schell et al. Therefore, Claim 9 is not anticipated by Schell et al.

Claims 10-15 depend from and further narrow and define Claim 9, therefore, since Claim 9 is believed to be allowable, Claims 10-15 are also believed to be allowable.

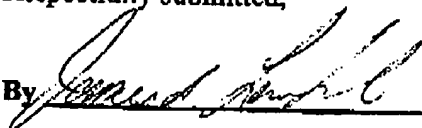
New Claims 16-20 have been added by the forgoing amendment that are generally

of similar scope to Claim 1-15. New Claims 16-20 define subject matter illustrated in Figures 3, 4 and 5, and described in the specification on page 9, line 25- page 15, line 27. Therefore, entry of new Claims 16-20 will not result in the introduction of new matter into the present application for invention.

Applicant is not aware of any additional patents, publications, or other information not previously submitted to the Patent and Trademark Office which would be required under 37 C.F.R. 1.99.

In view of the foregoing amendment and remarks, the Applicant believes that the present application is in condition for allowance, with such allowance being, respectfully, requested.

Respectfully submitted,

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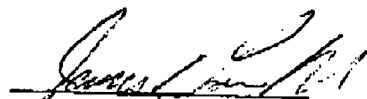
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